

GOVERNMENT OF ANDHRA PRDESH
A B S T R A C T

SUITS –LA – SRSP– Warangal District – Geesugonda (Mandal) – Manugonda (Village) - O.P.No.21/88 - Sanction of decretal charges of **Rs.10,98,785/--** Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A1) DEPARTMENT

G.O.RT.NO. 113

DATE:08.02.2010

Read:

- 1) From the Special Collector, LA, SRSP, SSP & JCRGLIP, Hyd.Lr.No. E2/2830/2009, dated:20.11.2009.
- 2) From the Secy.to CCLA, AP, Hyd Lr.No.SRP2/1131/09,dt:25.01.10.

O R D E R:

The Secretary to the Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has submitted the proposals for sanction of decretal charges in respect of O.P.No.21/88 pertaining to Manugonda (V) Geesugonda (M) of Warangal District. The then SDC, LA, SRSP Stage-I & II, Unit-II, Warangal has acquired land an extent of Acs.9.24 gts for excavation of Morvanha Branch Canal in the limits of Mangonda (V) Geesugonda (M) of Warangal District vide Award No.18/86-87, dt:19.01.1987 by fixing the market value @Rs.11,200/- per acre for dry lands and @Rs.14,000/- per acre for Wet lands. The awardees have filed petitions U/s.18 of L.A.Act. The Court of Principal Sub-ordinate Judge, Warangal vide judgment and decree dt:09.06.1997 has enhanced the compensation from Rs.11,200/- to Rs.22,500/- and from Rs.14,000/- to Rs.25,000/- per acre. As the enhancement was more than 50%, the SDC had filed Appeal before the Hon'ble High Court of A.P, Hyderabad. The Hon'ble High Court in its order and judgment dt:12.04.2001 has dismissed the appeal in A.S.No.837/99 by confirming the Lower Court orders. Accordingly, the Land Acquisition Officer has paid an amount of Rs.1,61,313/- in respect of O.P.No.21/88. Aggrieved with the orders of the High Court, the Claimants have filed SLP and the Supreme Court in its orders and judgement dt:25.03.2009 in Civil Appeal Nos.2850-2842/2001 has enhanced the market value from Rs.22,500/- to Rs.35,000/- per acre for dry lands and Rs.24,000/- to Rs.37,000/- per acre for wet lands.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.10,98,785/- (Rupees Ten lakhs ninety eight thousand seven hundred and fifty eight only)** in respect of O.P.No.21/88 pertaining to Manugonda (V) Geesugonda (M) of Warangal District subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The Special Collector, LA, SSP & JCRGLIP, Hyderabad is directed to follow the directions issued by the Hon'ble High Court on 30.04.2007 in W.P.No.2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants in respect of O.P.No.21/88 for avoiding intervention of the middleman.

4) The expenditure sanctioned in para (2) above, shall be debitable to the following Head of Account under "2701 – Capital Out Lay – M&MI-01 – Major Irrigation - Commercial – M.H.116 – Sriramsagar Project - G.H (11) Normal State Plan – Schemes included in the Plan - S.H (27) Canals & Distributaries – 530 - Major works – 532 – Lands (charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

5) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O.No.4870/F4(2)/2009-1, dated:22.12.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To

The Secretary to CCLA, Andhra Pradesh, Hyderabad.

The Special Collector, LA, SSP, JCRGLIP, Tarnaka, Hyderabad.

The Special Deputy Collector, LA Unit-I, SRSP Stage I&II, Warangal.

The Administrative-cum-Chief Engineer, SRSP, M.J.Road, Hyderabad

The Director of Works Accounts, SRSP, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.32406/LA-III(A1)/2009

SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER